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UNITED STATES PATENT AND TRADEMARK OFFICE

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Dr. Gittinger /

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|---|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/595,656 | Peter Kempers | C 2903 PCT/US |
| INTERNATIONAL APPLICATION NO. | | |
| PCT/EP04/11990 | | |
| I.A. FILING DATE | | PRIORITY DATE |
| 10/23/2004 | | 11/03/2003 |
| CONFIRMATION NO. 4227 | | |
| 371 FORMALITIES LETTER | | |
|  | | |
| *OC000000021031423* | | |

Date Mailed: 10/31/2006

Notice to file Miss Parts 12-31-06

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 05/03/2006
- Copy of the International Search Report filed on 05/03/2006
- Preliminary Amendments filed on 05/03/2006
- Oath or Declaration filed on 05/03/2006
- U.S. Basic National Fees filed on 05/03/2006
- Substitute Specification filed on 05/03/2006
- Priority Documents filed on 05/03/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

RECEIVED COGNIS LAW DEPT.
ACTION _____ INFO _____

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

NOV 03 2006

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WINPAT DATABASE
DUE _____
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• \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5).

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/595,656 | PCT/EP04/11990 | C 2903 PCT/US |

FORM PCT/DO/EO/905 (371 Formalities Notice)

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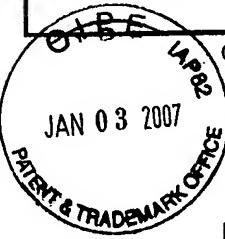
CERTIFICATE OF FACSIMILE/ELECTRONIC TRANSMISSION

I hereby certify that this paper is being facsimile/electronically transmitted to the Patent and Trademark Office on the date shown below.

January 3, 2007
Date

Marlene Capreri
Signature of certifier

Marlene Capreri
Typed or printed name of certifier



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent Application of
Peter Kempers, et al.

Appln. No.: 10/595,656

Filed: January 3, 2007

For: ACYL RIBONUCLEOSIDES AND ACYL
DEOXYRIBONUCLEOSIDES

: Group Art Unit: Unknown

: Examiner: Unknown

: Confirmation No.: 4227

: Attorney Docket

: No.: **C 2903 PCT/US**

Customer No.: 23657

TRANSMITTAL OF DECLARATION
UNDER 37 CFR SECTION 1.494/5(c)

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

No original declaration or oath was filed earlier herein. Accordingly, enclosed is the original declaration or oath for this application.

Please charge our Deposit Account No. 50-1177 in the amount of \$130.00 as prescribed by 37 CFR 1.492(e) for the surcharge and processing fee for filing a declaration on a date later than 20/30 months after the priority date of the application. Since the oath was due December 31, 2006, which was a Saturday, Monday, January 1, was a USPTO holiday, and Tuesday, January 2, 2007 was an official closing of the USPTO, no extension of time fee is required. This sheet is enclosed in triplicate along with an executed declaration. Order No. 07-0001. Authorization is also granted to charge any deficiency to Deposit Acct. 50-1177.

Respectfully submitted,

John F. Daniels
(Reg. No. 34,314)
Attorney/Agent for Applicant
215-628-1413

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Ambler, PA 19002